IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.7592 OF 2005.

Ramesh Karbhari Jadhav. ... Petitioner
Versus.
Shaikh Abdul Rauf and others. ... Respondents.

AND

WRIT PETITION NO.7601 OF 2005.

Ramesh Karbhari Jadhav. ... Petitioner.
Versus.
Nivrutti Daulalrao Ikade. ... Respondent.

Shri S.M.Sabrad for the Petitioner in both petitions.

Shri M.M.Sathaye for the Respondents 1 to 5 in W.P.7592/07 and for the Respondent in W.P.7601/05.

CORAM : ABHAY S.OKA, J.

DATED : 8th February, 2007.

P.C.:

1. By these writ petitions under Article 227 of the Constitution of India, the Petitioner has taken exception to the orders passed by the District Court in an Appeal preferred under Order LXIII Rule 1 of the Code of Civil Procedure, 1908. By the said orders passed on 6th August 2005, temporary injunction has been granted against the Petitioner who is the Defendant in the suits filed by the Respondents. The orders of temporary injunction are operating from 6th August 2005 and till today there is no stay granted by this Court.

2. A perusal of the impugned orders shows that the same have been passed on a prima-facie consideration of

the material on record. At this stage no interference can be made with the impugned orders. Writ petitions are accordingly rejected.

3. Hearing of the suits is expedited. The trial Court is directed to hear and decide the suits as expeditiously as possible and preferably on or before 31st December 2007. The trial Court will decide the suits on its own merits without being influenced by the impugned orders and the confirmation thereof by this Court. All contentions of the parties are kept open.

Judge.